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7	Attorneys for Complainant BEFORE THE BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS		
8			
9	STATE OF CALIFORNIA		
10	In the Matter of the Petition to Revoke Probation Case No. 2003-91		
11	Against:		
12	TANYA LYN HOLZE PETITION TO REVOKE PROBATION		
13	Paso Robles, California 93446 Registered Nurse License No. 445400		
14	Respondent.		
15			
16			
17	Complainant alleges:		
18	<u>PARTIES</u>		
19	1. Ruth Ann Terry, M.P.H., R.N. (Complainant) brings this Petition to		
20	Revoke Probation solely in her official capacity as the Executive Officer of the Board of		
21	Registered Nursing, Department of Consumer Affairs.		
22	2. On or about August 31, 1989, the Board of Registered Nursing issued		
23	Registered Nurse License Number 445400 to Tanya Lyn Holze (Respondent). The Registered		
24	Nurse License was revoked on or about February 9, 2004.		
25	3. In a disciplinary action entitled "In the Matter of the Petition for		
26	Reinstatement: Tanya Lyn Holze," Case No. 2003-91, the Board of Registered Nursing issued a		
27	decision, effective June 25, 2007, in which Respondent's Registered Nurse License was		
28	reinstated and revoked immediately; the revocation was stayed and Respondent's Registered		

1	Nurse License was placed on probation for a period of two years with certain terms and	
2	conditions. A copy of that decision is attached as Exhibit A and is incorporated by reference.	
3	Respondent's Registered Nurse License was in effect at all times relevant to the charges brought	
4	herein and will expire on September 30, 2009, unless renewed.	
5		
6	<u>JURISDICTION</u>	
7	4. This Petition to Revoke Probation is brought before the Board of	
8	Registered Nursing (Board), Department of Consumer Affairs, under the authority of the	
9	following laws. All section references are to the Business and Professions Code unless otherwise	
10	indicated.	
11	5. Section 118(b) of the Code provides, in pertinent part, that the expiration	
12	of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action	
13	during the period within which the license may be renewed, restored, reissued or reinstated.	
14	FIRST CAUSE TO REVOKE PROBATION	
15	(Condition 1: Obey All Laws)	
16	6. At all times after the effective date of Respondent's probation, Condition 1	
17	stated:	
18	Obey All Laws - Petitioner shall obey all federal, state and local laws. A full and detailed account of any and all violations of law	
19	shall be reported by the petitioner to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of	
20	compliance with this condition, petitioner shall submit completed fingerprint forms and fingerprint fees within 45 days of the	
21	effective date of the decision, unless previously submitted as part of the licensure application process.	
22	Criminal Court Orders: If petitioner is under criminal court orders,	
23	including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may	
24	result in the filing of an accusation and/or petition to revoke probation.	
25	process.	
26	7. Respondent's probation is subject to revocation because she failed to	
27	comply with Probation Condition 1, referenced above, in that on or about December 2, 2008, in a	
28	criminal proceeding entitled The People of the State of California v. Tanya Lyn Holze in San	

1	Luis Obispo County Superior Court, Case Number M000424068, Respondent was convicted by		
2	her plea of nolo contendere of violating Penal Code section 484(a) (theft). Respondent was		
3	sentenced to probation for eighteen months. The circumstances are that on or about September		
4	17, 2008, Respondent attempted to leave Alberton's market with a shopping cart of groceries		
5	without paying for them.		
6	SECOND CAUSE TO REVOKE PROBATION		
7	(Condition 2: Comply with the Board's Probation Program)		
8	8. At all times after the effective date of Respondent's probation, Condition 2		
9	stated:		
10	Comply with the Board's Probation Program - Petitioner shall fully comply with the conditions of the Probation Program established		
11	by the Board and cooperate with representatives of the Board in its monitoring and investigation of the petitioner's compliance with		
12	the Board's Probation Program. Petitioner shall inform the Board in writing within no more than 15 days of any address change and		
13	shall at all times maintain an active, current license status with the Board, including during any period of suspension.		
14	board, including during any period of suspension.		
15	9. Respondent's probation is subject to revocation because she failed to		
16	comply with Probation Condition 2, referenced above, as alleged above and below.		
17			
18	<u>PRAYER</u>		
19	WHEREFORE, Complainant requests that a hearing be held on the matters herein		
20	alleged, and that following the hearing, the Board of Registered Nursing issue a decision:		
21	1. Revoking the probation that was granted by the Board of Registered		
22	Nursing in Case No. 2003-91 and imposing the disciplinary order that was stayed thereby		
23	revoking Registered Nurse License No. 445400 issued to Tanya Lyn Holze;		
24	2. Revoking or suspending Registered Nurse License No. 445400, issued to		
25	Tanya Lyn Holze;		
26	3. Taking such other and further action as deemed necessary and proper.		
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1	1 DATED:	
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3	3 Puth Open Ton	
4	Executive Officer	.
5	Board of Registered Nursing Department of Consumer Affairs State of California	
6	State of California Complainant	
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Exhibit A Decision and Order Board of Registered Nursing Case No. 2003-91

BEFORE THE BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Petition for Reinstatement:	
TANYA LYN HOLZE	OAH No

Registered Nurse License No. 445400

Petitioner.

OAH No. L2007030743

DECISION

The attached Decision of the Board of Registered Nursing is hereby adopted by the Board as its Decision in the above-entitled matter.

This Decision shall become effective on June 25, 2007

IT IS SO ORDERED this 25th day of May 2007.

President

Board of Registered Nursing Department of Consumer Affairs State of California

BEFORE THE BOARD OF REGISTERED NURSING DEAPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Petition for Reinstatement of:

TANYA LYN HOLZE,

OAH No. N2007030743

Registered Nurse License No. 445400

Petitioner.

DECISION

This matter was heard before a quorum of the Board of Registered Nursing on April 12, 2007, in Berkeley, California. Board members present and participating were LaFrancine Tate, Public Member, President; Susanne Phillips, M.S.N, R.N., A.P.R.N.-B.C., F.N.P., Vice President; Carmen Morales-Board, M.S.N., R.N., N.P.; Grace Corse, R.N.; Nancy L. Beecham, R.N.C., and Andrea Dutton, Public Member. Administrative Law Judge Cheryl R. Tompkin, State of California, Office of Administrative Hearings, presided.

Char Sachson, Deputy Attorney General, represented the Office of the Attorney General.

Petitioner Tanya Lyn Holze represented herself.

This matter was submitted on April 12, 2007.

FACTUAL FINDINGS

- 1. On August 31, 1989, the Board of Registered Nursing (Board) issued license number 445400 to Tanya Lyn Holze (petitioner).
- 2. Effective February 9, 2004, pursuant to a default decision in Case No. 2003-91, the Board revoked petitioner's license. Disciplinary was taken pursuant to Business and Professions Code section 2761, subdivision'(a)(4) (out of state discipline). On February 22, 2000, the State of Washington, Department of Health Nursing Care Quality Assurance Commission suspended petitioner's Washington's registered nurse license for 24 months for wrongfully obtaining a co-worker's credit card, forging that employee's name on a credit

card slip and as a result being convicted of third degree theft. The suspension was stayed and petitioner was placed on probation for 24 months with terms and conditions.

- 3. On or about February 1, 2007, petitioner filed the pending petition for reinstatement.
- 4. Petitioner expresses shame and remorse for her illegal conduct eight years ago. She accepts full responsibility for her actions. Petitioner explained that at the time of the incident she was living in Washington and under stress. She had one child and was working full-time. Her husband was frequently gone and their marriage was troubled. Her father was extremely ill back in her home state of Illinois and she did not have the money to visit him. Following her conviction she went to counseling and took antidepressants for about a year. She also put a support system in place consisting of her mother, sister, grandmother, and later her husband.

Fortunately, petitioner was ultimately able to move back to Illinois and spend time with her father before his death. When petitioner moved to Illinois she self-reported her conviction and was granted an Illinois nursing license. Petitioner worked as a nurse in Illinois until her husband got a job transfer to California in July 2006. She has not worked as a nurse since moving to California.

- 5. Petitioner practiced nursing in Illinois from October 2000 to June 2006. She held a variety of nursing positions during that time period including staff registered nurse, case manager, relief charge nurse, private duty nurse and Medicare unit manager. Petitioner practiced nursing in Washington State from July 2000 to September 2000. She began as a staff registered nurse and was promoted to manager of an adult family home. Petitioner is seeking reinstatement of her license because she loves nursing and wants to practice nursing in California. She is particularly interested in working with the elderly.
- 6. Petitioner submitted seven letters of reference in support of her petition from individuals who know her well, including letters from former colleagues and her former therapist. The references generally attest to petitioner's skill as a nurse, excellent patient care, empathy, compassion and professionalism. One of the letters is from petitioner's former therapist, Sally Merck, M.A., Certified Mental Health Counselor and Certified Marriage and Family Therapist. Merck writes that she believes petitioner's illegal conduct was an isolated incident precipitated by a myriad of severe stress factors that culminated around the same time.



Petitioner paid restitution as part of her sentence. On August 22, 2001, petitioner was discharged from criminal probation in Washington State and relieved from all penalties and disabilities resulting from her sentence.

The evidence presented demonstrated that petitioner has made great strides 7. toward rehabilitation. She has demonstrated to the satisfaction of the Board that reinstatement of her license upon relevant probationary terms and conditions is warranted.

LEGAL CONCLUSIONS

Petitioner has established that cause exists to reinstate her license as a registered nurse on a probationary basis and subject to terms and conditions. (Bus. & Prof. Code, § 2760; Gov. Code, § 11522.)

ORDER

The petition of Tanya Lyn Holze for reinstatement of her license is granted. A license shall be issued to petitioner. Said license shall immediately be revoked, the order of revocation stayed and petitioner placed on probation for a period of two (2) years on the following conditions:

SEVERABILITY CLAUSE - Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

Obey All Laws - Petitioner shall obey all federal, state and local laws. A full 1. and detailed account of any and all violations of law shall be reported by the petitioner to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, petitioner shall submit completed fingerprint forms and fingerprint fees within 45 days of the effective date of the decision, unless previously submitted as part of the licensure application process.

Criminal Court Orders: If petitioner is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

Comply with the Board's Probation Program - Petitioner shall fully comply 2. with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the petitioner's compliance with the Board's Probation Program. Petitioner shall inform the Heard in writing within no more than 15 days of any address change and shall at all times maintain an active, current license status with the Board, including during any period of suspension. 10 mg 10 mg

Upon successful completion of probation, petitioner's license shall be fully restored.

- 3. Report in Person Petitioner, during the period of probation, shall appear in person at interviews/ meetings as directed by the Board or its designated representatives.
- 4. Residency, Practice, or Licensure Outside of State Periods of residency or practice as a registered nurse outside of California shall not apply toward a reduction of this probation time period. Petitioner's probation is tolled, if and when she resides outside of California. The petitioner must provide written notice to the Board within 15 days of any change of residency or practice outside the state, and within 30 days prior to re-establishing residency or returning to practice in this state.

Petitioner shall provide a list of all states and territories where she has ever been licensed as a registered nurse, vocational nurse, or practical nurse. Petitioner shall further provide information regarding the status of each license and any changes in such license status during the term of probation. Petitioner shall inform the Board if she applies for or obtains a new nursing license during the term of probation.

5. Submit Written Reports - Petitioner, during the period of probation, shall submit or cause to be submitted such written reports/declarations and verification of actions under penalty of perjury, as required by the Board. These reports/declarations shall contain statements relative to petitioner's compliance with all the conditions of the Board's Probation Program. Petitioner shall immediately execute all release of information forms as may be required by the Board or its representatives.

Petitioner shall provide a copy of this decision to the nursing regulatory agency in every state and territory in which he or she has a registered nurse license.

6. Function as a Registered Nurse - Petitioner, during the period of probation, shall engage in the practice of registered nursing in California for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

For purposes of compliance with the section, "engage in the practice of registered nursing" may include, when approved by the Board, volunteer work as a registered nurse, or work in any non-direct patient care position that requires licensure as a registered nurse.

The Board may require that advanced practice nurses engage in advanced practice nursing for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

If petitioner has not complied with this condition during the probationary term, and the petitioner has presented sufficient documentation of her good faith efforts to comply with this condition, and if no other conditions have been violated, the Board, in its discretion, may grant an extension of the petitioner's probation period up to one year without further hearing in order to comply with this condition. During the one year extension, all original conditions of probation shall apply.

7. Employment Approval and Reporting Requirements - Petitioner shall obtain prior approval from the Board before commencing or continuing any employment, paid or voluntary, as a registered nurse. Petitioner shall cause to be submitted to the Board all performance evaluations and other employment related reports as a registered nurse upon request of the Board.

Petitioner shall provide a copy of this decision to his or her employer and immediate supervisors prior to commencement of any nursing or other health care related employment.

In addition to the above, petitioner shall notify the Board in writing within seventy-two (72) hours after she obtains any nursing or other health care related employment. Petitioner shall notify the Board in writing within seventy-two (72) hours after she is terminated or separated, regardless of cause, from any nursing, or other health care related employment with a full explanation of the circumstances surrounding the termination or separation.

8. Supervision - Petitioner shall obtain prior approval from the Board regarding petitioner's level of supervision and/or collaboration before commencing or continuing any employment as a registered nurse, or education and training that includes patient care.

Petitioner shall practice only under the direct supervision of a registered nurse in good standing (no current discipline) with the Board of Registered Nursing, unless alternative methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are approved.

Petitioner's level of supervision and/or collaboration may include, but is not limited to the following:

(a) Maximum - The individual providing supervision and/or collaboration is present in the patient care area or in any other work setting at all times.

- (b) Moderate The individual providing supervision and/or collaboration is in the patient care unit or in any other work setting at least half the hours petitioner works.
- (c) Minimum The individual providing supervision and/or collaboration has person-to-person communication with petitioner at least twice during each shift worked.
- (d) Home Health Care If petitioner is approved to work in the home health care setting, the individual providing supervision and/or collaboration shall have person-to-person communication with petitioner as required by the Board each work day. Petitioner shall maintain telephone or other telecommunication contact with the individual providing supervision and/or collaboration as required by the Board during each work day. The individual providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to patients' homes visited by the petitioner with or without petitioner present.
- 9. Employment Limitations Petitioner shall not work for a nurse's registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse, or for an in-house nursing pool.

Petitioner shall not work for a licensed home health agency as a visiting nurse unless the registered nursing supervision and other protections for home visits have been approved by the Board. Petitioner shall not work in any other registered nursing occupation where home visits are required.

Petitioner shall not work in any health care setting as a supervisor of registered nurses. The Board may additionally restrict petitioner from supervising licensed vocational nurses and/or unlicensed assistive personnel on a case-by-case basis.

Petitioner shall not work as a faculty member in an approved school of nursing or as an instructor in a Board approved continuing education program.

Petitioner shall work only on a regularly assigned, identified and predetermined worksite(s) and shall not work in a float capacity.

If the peristorier working or intends to work in excess of 40 hours per week, the Board may request documentation to determine whether there should be restrictions on the hours of work.

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10. Complete a Nursing Course(s) - Petitioner, at her own expense, shall enroll and successfully complete a course(s) relevant to the practice of registered nursing no later than six months prior to the end of her probationary term.

Petitioner shall obtain prior approval from the Board before enrolling in the course(s). Petitioner shall submit to the Board the original transcripts or certificates of completion for the above required course(s). The Board shall return the original documents to petitioner after photocopying them for its records.

Violation of Probation - If a petitioner violates the conditions of her probation, the Board after giving the petitioner notice and an opportunity to be heard, may set aside the stay order and impose the stayed discipline (revocation/suspension) of the petitioner's license.

If during the period of probation, an accusation or petition to revoke probation has been filed against petitioner's license or the Attorney General's Office has been requested to prepare an accusation or petition to revoke probation against the petitioner's license, the probationary period shall automatically be extended and shall not expire until the accusation or petition has been acted upon by the Board.

12. License Surrender - During petitioner's term of probation, if she ceases practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation, petitioner may surrender her license to the Board. The Board reserves the right to evaluate petitioner's request and to exercise its discretion whether to grant the request, or to take any other action deemed appropriate and reasonable under the circumstances, without further hearing. Upon formal acceptance of the tendered license and wall certificate, petitioner will no longer be subject to the conditions of probation.

Surrender of petitioner's license shall be considered a disciplinary action and shall become a part of petitioner's license history with the Board. A registered nurse whose license has been surrendered may petition the Board for reinstatement no sooner than the following minimum periods from the effective date of the disciplinary decision:

- 1. Two years for reinstatement of a license that was surrendered for any reason other than a mental or physical illness; or
- 2. One year for a license surrendered for a mental or physical illness.
- 13. Mental Health Examination The petitioner shall, within 45 days of the effective date of this decision, have a mental health examination including

psychological testing as appropriate to determine her capability to perform the duties of a registered nurse. The examination will be performed by a psychiatrist, psychologist or other licensed mental health practitioner approved by the Board. The examining mental health practitioner will submit a written report of that assessment and recommendations to the Board. All costs are the responsibility of the petitioner. Recommendations for treatment, therapy or counseling made as a result of the mental health examination will be instituted and followed by the petitioner.

If petitioner is determined to be unable to practice safely as a registered nurse, the licensed mental health care practitioner making this determination shall immediately notify the Board and petitioner by telephone, and the Board shall request that the Attorney General's office prepare an accusation or petition to revoke probation. Petitioner shall immediately cease practice and may not resume practice until notified by the Board. During this period of suspension, petitioner shall not engage in any practice for which a license issued by the Board is required, until the Board has notified petitioner that a mental health determination permits petitioner to resume practice. This period of suspension will not apply to the reduction of this probationary time period.

If the petitioner fails to have the above assessment submitted to the Board within the 45-day requirement, petitioner shall immediately cease practice and shall not resume practice until notified by the Board. This period of suspension will not apply to the reduction of this probationary time period. The Board may waive or postpone this suspension only if significant, documented evidence of mitigation is provided. Such evidence must establish good faith efforts by the petitioner to obtain the assessment, and a specific date for compliance must be provided. Only one such waiver or extension may be permitted.

14. Therapy or Counseling Program - Petitioner, at her expense, shall participate in an on-going counseling program until such time as the Board releases her from this requirement and only upon the recommendation of the counselor. Written progress reports from the counselor will be required at various intervals.

DATED: May 25, 2007

LaFrancine Tate, Public Member

President

Board of Registered Nursing

State of California

J.	•		
1	BILL LOCKYER, Attorney General		
2	of the State of California MARCIA A. FAY, State Bar No. 161614 Supervising Deputy Attorney General California Department of Justice 1300 I Street, Suite 125 P.O. Box 944255		
3			
4			
.5	Sacramento, CA 94244-2550 Telephone: (916) 445-1989		
6	Facsimile: (916) 327-8643	•	
7	Attorneys for Complainant		
. 8	BEFORE	THE	
9	BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS		
10	STATE OF CAL	IFORNIA	
11	In the Matter of the Accusation Against:	Case No. 2003-91	
12	TANYA LYN ROHDEMAN HOLZE		
13	aka TANYA LYN ROHDEMAN 1220 W. Vine	DEFAULT DECISION AND ORDER	
14	Taylorville, Illinois 62568	[Gov. Code, §11520]	
15	Respondent.		
16			
17	FINDINGS OI	FFACT	
18	1. On or about October 3, 2002,	Complainant Ruth Ann Terry, M.P.H., R.N.,	
19	in her official capacity as the Executive Officer of the Board of Registered Nursing, Department		
20	of Consumer Affairs, filed Accusation No. 2003-91 against Tanya Lyn Rohdeman Holze aka		
21	Tanya Lyn Rohdeman ("Respondent") before the Board of Registered Nursing ("Board").		
22	2. On or about August 31, 1989,	the Board issued Registered Nurse License	
23	No. 445400 to Respondent. The license expired on	September 30, 1999, and has not been	
24	renewed.		
25	3. On or about October 28, 2002	, Respondent was served by Certified Mail	
26	with a copy of the Accusation, Statement to Respon	dent, Notice of Defense, and Request for	
27	Discovery as provided by Government Code section 11503 and 11505, and having failed to file		
28	Notice of Defense within the time allowed by Gover	nment Code section 11506, the default of	

said Respondent having been duly noted, the Board has determined that Respondent is in default, and that this agency will take action on the Accusation and evidence herein without a hearing, and makes the following findings of fact:

- 4. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c).
 - 5. Government Code section 11506 states, in pertinent part:
- "(c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing."
- 6. Respondent failed to file a Notice of Defense within 15 days after service upon her of the Accusation, and therefore waived her right to a hearing on the merits of Accusation No. 2003-91.
 - 7. Government Code section 11520 states, in pertinent part:
- "(a) If the respondent either fails to file a notice of defense or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent."
- 8. Pursuant to its authority under Government Code section 11520, the Board finds Respondent is in default. The Board will take action without further hearing and, based on Respondent's express admissions by way of default and the evidence before it, contained in Exhibit A finds that the allegations in Accusation No. 2003-91 are true.

DETERMINATION OF ISSUES

- 9. Based on the foregoing findings of fact, Respondent Tanya Lyn Rohdeman Holze aka Tanya Lyn Rohdeman has subjected her Registered Nurse License No. 445400 to discipline.
- 10. A copy of the Accusation and the related documents and Declaration of Service are attached.

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1	11. The agency has jurisdiction to adjudicate this case by default.		
2	12. The Board of Registered Nursing is authorized to revoke Respondent's		
3	Registered Nurse License No. 445400 based upon the following violations alleged in the		
4	Accusation:		
5	a. Business and Professions Code section 2761(a)(4) (out of state discipline in		
6	Washington).		
7	ORDER		
8	IT IS SO ORDERED that Registered Nurse License No. 445400, heretofore		
9	issued to Respondent Tanya Lyn Rohdeman Holze aka Tanya Lyn Rohdeman, is revoked.		
10	Pursuant to Government Code section 11520, subdivision (c), Respondent may		
11	serve a written motion requesting that the Decision be vacated and stating the grounds relied on		
12	within seven (7) days after service of the Decision on Respondent. The agency in its discretion		
13	may vacate the Decision and grant a hearing on a showing of good cause, as defined in the		
14	statute.		
15	This Decision shall become effective on February 9, 2004		
16	It is so ORDERED January 8, 2004		
17	Sandra L. Enickson		
18			
19	FOR THE BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS		
20	Attachments:		
21	Exhibit A: Accusation No.2003-91, Related Documents, and Declaration of Service		
22			
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24	·		
25			
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28	12/12/02 (kdg) 024		

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l	BILL LOCKYER, Attorney General of the State of California		
2	MARCIA A. FAY, State Bar No. 161614		
3	Supervising Deputy Attorney General California Department of Justice		
4	1300 I Street, Suite 125 P.O. Box 944255		
5	Sacramento, CA 94244-2550 Telephone: (916) 445-1989		
6	Facsimile: (916) 327-8643		
. 7	Attorneys for Complainant		
8	PERODE THE		
	BEFORE THE BOARD OF REGISTERED NURSING		
9	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA		
10	·		
11.	In the Matter of the Accusation Against: Case No. 2003-91		
12	TANYA LYN ROHDEMAN HOLZE aka TANYA LYN ROHDEMAN		
13	1220 W. Vine ACCUSATION Taylorville, Illinois 62568		
14			
15	Registered Nurse License No. 445400		
16	Respondent.		
17			
18	Complainant alleges:		
19	<u>PARTIES</u>		
20	l. Ruth Ann Terry, M.P.H., R.N. (Complainant) brings this Accusation		
21	solely in her official capacity as the Executive Officer of the Board of Registered Nursing,		
22	Department of Consumer Affairs.		
23	2. On or about August 31, 1989, the Board of Registered Nursing issued		
24	Registered Nurse License No. 445400 to TANYA LYN ROHDEMAN HOLZE, aka TANYA		
25	LYN ROHDEMAN (Respondent). The Registered Nurse License expired on September 30,		
26	1999, and has not been renewed.		
7			
8	H		
- 1			

STATUTORY PROVISIONS

,	3.	Section 2750 of the Business and Professions Code (Code) provides, in
ertinent part,	that the	Board may discipline any licensee, including a licensee holding a
emporary or	an inacti	ve license, for any reason provided in Article 3 (commencing with section
2750) of the N	Jursing 1	Practice Act.

- 4. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811(b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.
 - 5. Section 2761 of the Code states:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- (a) Unprofessional conduct, which includes, but is not limited to, the following:
- (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.

6. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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CAUSE FOR DISCIPLINE

(Out-of-State Discipline)

Respondent's license is subject to disciplinary action under Code section 2761(a)(4) in that on or about February 22, 2000, the State of Washington, Department of Health, Nursing Care Quality Assurance Commission suspended for twenty-four (24) months respondent's Washington registered nurse license for wrongfully obtaining a co-worker's credit card, forging that employee's name on a credit card slip and a conviction for third degree theft. The commission's suspension was stayed and respondent was placed on probation for twenty-four (24) months with terms and conditions.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- Revoking or suspending Registered Nurse License No. 445400, issued to TANYA LYN ROHDEMAN HOLZE, aka TANYA LYN ROHDEMAN.
- Ordering TANYA LYN ROHDEMAN HOLZE to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3.
 - 3. Taking such other and further action as deemed necessary and proper.

DATED: 10/3/02

RUTH ANN TERRY, M.P.H., R.N

Executive Officer

Board of Registered Nursing Department of Consumer Affairs

State of California

Complainant

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